

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

**FILED**  
Nov 17, 2023  
KELLY L. STEPHENS, Clerk

No. 23-1134

OWEN W. BARNABY,

Plaintiff-Appellant,

v.

STATE OF MICHIGAN, et al.,

Defendants-Appellees.

Before: MOORE, STRANCH, and BUSH, Circuit Judges.

**JUDGMENT**

On Appeal from the United States District Court  
for the Western District of Michigan at Grand Rapids.

THIS CAUSE was heard on the record from the district court and was submitted on the briefs without oral argument.

IN CONSIDERATION THEREOF, it is ORDERED that the judgment of the district court is AFFIRMED in part and VACATED and REMANDED in part.

**ENTERED BY ORDER OF THE COURT**

  
Kelly L. Stephens, Clerk